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MAR 23 2004

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Date: March 23, 2004  
To: Commissioner for Patents  
Fax No. (703) 872-9306  
For: Tajash D. Patel  
Primary Examiner  
Art Unit 3765  
Copy: Docketing Department  
From: Allen J. Hoover  
Registration No. 24,103  
Direct Phone (312) 876-2107  
E-Mail AJHOOVER@WOODPHILLIPS.COM  
Re: Patricia Lewis *et al.*, Applicants  
Application No. 10/628,529  
Docket No. MOR3334P0903US

As their response to the Office Action dated March 17, 2004, the applicants submit, herewith, a terminal disclaimer referencing Patent No. 6,662,375.



### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence (this page and a terminal disclaimer on two pages) is being facsimile transmitted to the Commissioner for Patents and facsimile number (703) 872-9306 on March 23, 2004.



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<b>TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT</b>		<b>Docket No.:</b> MOR3334P0903US	
<b>Applicant(s):</b> Patricia Lewis et al.			
<b>Serial No.:</b> 10/628,529		<b>Filing Date:</b> July 28, 2003	
<b>Group Art Unit:</b> 3765		<b>Examiner:</b> Tajash D. Patel	
<b>Invention:</b> PROTECTIVE HOOD, SUCH AS FIREFIGHTER'S HOOD, WHICH HAS SECTIONS MADE FROM COMPARATIVELY HEAVIER AND COMPARATIVELY LIGHTER MATERIALS			

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owner, Morning Pride Manufacturing, L.L.C., of 100% (one hundred percent) interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,662,375. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

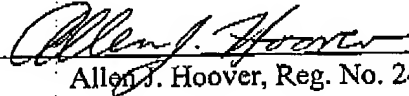
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2, if appropriate.

1. ☒ For submission on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.
- ☐ Terminal Disclaimer fee under 37 CFR 1.20(d) is enclosed in the amount of:
- ☐ \$110.00 (large entity)
- ☐ \$ 55.00 (small entity)
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account Number 23-0785.



Allen J. Hoover, Reg. No. 24,103

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